

**IN THE UNITED STATES DISTRICT COURT OF PENNSYLVANIA
WESTERN DISTRICT, ERIE DIVISION**

ERIE COUNTY ENVIRONMENTAL COALITION, et. al.)

Plaintiffs,

v.

MILLCREEK TOWNSHIP SEWER AUTHORITY, et. al.)

Defendants.

) **CIVIL ACTION NO: 05-59E**

) **FOR INJUNCTIVE AND**
) **DECLARATORY**
) **RELIEF AND FOR**
) **CIVIL PENALTIES**

DECLARATION IN SUPPORT OF STANDING

I, **Stan Skrypzak**, do hereby affirm and state:

1. I am a member of The GAIA Defense League and have been a member since February 2005. I am a member of the Save Our Native Species (S.O.N.S.) of Lake Erie, a non-voting member of The Erie County Environmental Coalition. I have been a member since the 1980's . I have personal knowledge of the matters set forth herein, except where they are based upon information and belief.
2. The mission of the GAIA Defense League is to protect the natural resources available to citizens by utilizing the laws of the Commonwealth of Pennsylvania and the United States. The corporation intends to lawfully monitor the activities of the environmentally regulated community and when necessary, bring enforcement actions in the courts and administrative tribunals. Additionally, the corporation will undertake and promote the education of the citizenry in the protection of the natural resources. The corporation will also promote other civic interests such as assisting local governments on community building and sustainable development and conducting seminars and presentations to the public at large of a wide variety of related matters.
3. The mission of Erie County Environmental Coalition is:

The Erie County Environmental Coalition (ECEC) is a network of regional conservation and environmental organizations that provides member organizations a united presence that will maintain and improve the quality of the environment and address related social justice concerns.

4. My present address is 5031 Sir Hue Drive, Erie, PA 16506.
5. I understand that this declaration is to be used in connection with litigation over MillCreek Township and MillCreek Township Sewer Authority's failure to perform its duties under the Clean Water Act. I am supportive of this litigation.
6. I have used and continue to use Pennsylvania's waters, including Walnut Creek. My Wife and I own 120 feet of shoreline on Walnut Creek.
7. I enjoy participating in the aforementioned activities approximately 40 times a year.
8. My enjoyment of the Walnut Creek has been severely impacted by the continuous discharge of raw sewage and/or inadequately treated sewage by Mill Creek Township and Mill Creek Township Sewer Authority into Walnut Creek. These discharges also enter into the tributaries surrounding Walnut Creek as well. These discharges are being conducted without a NPDES permit. Additionally, The Township and the Sewer Authority do not have a Pennsylvania water quality management permit for these discharges. My enjoyment of the creek has been impacted due to the fact that I am a Fisherman and the discharges have diminished the quantity of steelhead in the creek.
9. I believe that my loss of enjoyment of Walnut Creek is a direct result of MillCreek Township and MillCreek Township Sewer Authority's failure to ensure that water quality standards are implemented within the township.
10. This court has the ability to ensure that Pennsylvania's waters are preserved for my use and enjoyment, as well as the use and enjoyment of future generations, by forcing MillCreek Township Sewer Authority and MillCreek Township to comply with the Clean Water Act.

I VERIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE
AND CORRECT. EXECUTED ON 11/9/05 (date).

Stan Shupzale
NAME